



December 8, 1999

09/025896  
#8/ Sub  
Jpa  
4/6/00  
V Hart

U. S. Dept. Of Commerce  
Patent and Trademark Office  
Patent Branch  
ATTN: Charles Goodman, Examiner  
Washington, D. C. 20231

Mr. Goodman:

A substitute specification for my cabbage cutter invention (Application No. 09/025,896) is enclosed. I have tried to make all the required corrections. Sections have been rephrased for informative and descriptive clarification.

A marked-up copy of the original specification filed February 18, 1998 is enclosed. The deleted parts are enclosed in brackets with the corrected and added parts immediately following.

Please cancel claim 2 and substitute claim 3.

A statement as to the lack of new matter under 37 CFR1.125(b) has been included in this substitute specification. Details that may have been construed as new matter, since they were not introduced in the original specification filed February 18, 1998, have been deleted, for example, the specific dimensions of the body and cap and the specific materials used in the construction of the cabbage cutter. Although, in the original specification, I did describe the cabbage cutter as comprising a metal cylinder and a cap (hand grip) made of rubber or plastic. Initially, I intended for the cabbage cutter's cylindrical body and closed top to be constructed of stainless steel and that is why I included that material in the previous substitute specification because I had mentioned metal in the original specification, regarding stainless steel as a metal. Since stainless steel was not mentioned in the original specification, and I thought that it may be construed as new matter, I have reverted back to the metal cylinder. The materials used is important to emphasize the strength and durability of the cabbage cutter because cabbage is such a difficult vegetable to cut up.

I believe I have eliminated all the vague and indefinite terms.

Again, I appreciate your assistance. Thank you.

*Billie Jean Longstreth*

BILLIE JEAN LONGSTRETH  
406 Rising Hill Drive  
Fairborn, Ohio 45324  
Telephone: (937) 878-6902

Please type a plus sign (+) inside this box → ☒

PTO/SB/21 (12-97)  
Approved for use through 9/30/00. OMB 0651-0031  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/025,896
Filing Date	2/18/98
First Named Inventor	Billie Longstreth
Group Art Unit	3724
Examiner Name	Charles Goodman

Total Number of Pages in This Submission 27

Express Mail #  
Attorney-Client Privilege

EK192278135US

## ENCLOSURES (check all that apply)

- ☒ Fee Transmittal Form
- ☒ Fee Attached
- ☒ Amendment / Response
- ☒ After Final
- ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/ Incomplete Application
- ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Assignment Papers (for an Application)
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition
- ☐ To Convert a Provisional Application
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Small Entity Statement
- ☐ Request for Refund

- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☐ Additional Enclosure(s) (please identify below)

RECEIVED  
DEC 14 1999  
Group 3700

Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm  
or  
Individual name

BILLIE JEAN LONGSTRETH

Signature

*Billie Jean Longstreth*

Date

December 9, 1999

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: 12/09/99

Typed or printed name

Billie Jean Longstreth

Signature

*Billie Jean Longstreth*

Date

12/09/99

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



PTO/SB/17 (12-97)  
Approved for use through 09/30/00. OMB 0651-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## FEE TRANSMITTAL

Note: Effective October 1, 1997.  
Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$55.00

### Complete if Known

Application Number	09/025,896
Filing Date	February 18, 1998
First Named Inventor	Billie Longstreth
Group Art Unit	3724
Examiner Name	Charles Goodman
Attorney Docket Number	N/A

### METHOD OF PAYMENT (check one)

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number   
Deposit Account Name

- ☐ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17  
☐ Charge the Issue Fee Set in 37 CFR 1.16 at the Mailing of the Notice of Allowance

2. ☒ Payment Enclosed:  
☒ Check ☐ Money Order ☐ Other

### FEE CALCULATION

#### 1. FILING FEE

Large Entity Code	Small Entity Code	Fee (\$)	Fee (\$)	Fee Description	Fee Paid
101	790	201	395	Utility filing fee	
106	330	206	165	Design filing fee	
107	540	207	270	Plant filing fee	
108	790	208	395	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) (\$)

#### 2. CLAIMS

Total Claims	Extra	Fee from below	Fee Paid
Independent Claims	-20 =	X	
Multiple Dependent Claims	-3 =	X	

Large Entity Code	Small Entity Code	Fee (\$)	Fee (\$)	Fee Description
103	22	203	11	Claims in excess of 20
102	82	202	41	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim
109	82	209	41	Reissue independent claims over original patent
110	22	210	11	Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

### FEE CALCULATION (continued)

#### 3. ADDITIONAL FEES

Large Entity Code	Small Entity Code	Fee (\$)	Fee (\$)	Fee Description
105	130	205	65	Surcharge - late filing fee or oath
127	50	227	25	Surcharge - late provisional filing fee or cover sheet.
139	130	139	130	Non-English specification
147	2,520	147	2,520	For filing a request for reexamination
112	920*	112	920*	Requesting publication of SIR prior to Examiner action
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action
115	110	215	58	Extension for reply within first month
116	400	216	200	Extension for reply within second month
117	950	217	475	Extension for reply within third month
118	1,510	218	755	Extension for reply within fourth month
128	2,060	228	1,030	Extension for reply within fifth month
119	310	219	155	Notice of Appeal
120	310	220	155	Filing a brief in support of an appeal
121	270	221	135	Request for oral hearing
138	1,510	138	1,510	Petition to institute a public use proceeding
140	110	240	55	Petition to revive - unavoidable
141	1,320	241	660	Petition to revive - unintentional
142	1,320	242	660	Utility issue fee (or reissue)
143	450	243	225	Design issue fee
144	670	244	335	Plant issue fee
122	130	122	130	Petitions to the Commissioner
123	50	123	50	Petitions related to provisional applications
126	240	126	240	Submission of Information Disclosure Stmt
581	40	581	40	Recording each patent assignment per property (times number of properties)
146	790	246	395	Filing a submission after final rejection (37 CFR 1.129(a))
149	790	249	395	For each additional invention to be examined (37 CFR 1.129(b))

Other fee (specify) \_\_\_\_\_

Other fee (specify) \_\_\_\_\_

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$55.00

### SUBMITTED BY

Typed or Printed Name BILLIE JEAN LONGSTRETH

Signature *Billie Jean Longstreth*

Date 12/9/99

### Complete (if applicable)

Reg. Number

Deposit Account User ID

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.